



HIDDEN WATER, INC
3939 West McKinley Avenue
Milwaukee, WI 53208

January 13, 2015

Toye L. Simmons
Materials Licensing Branch
U.S. Nuclear Regulatory Commission, Region III
2443 Warrenville Road, Suite 120
Lisle, IL 60532-4352

Subject: License Amendment #2 – Add Authorized User; Clarification on Conditions 13 and 15

Dear Ms. Simmons,

Hidden Water, Inc. (HWI) is requesting an update to its Radioactive Materials License to include Mr. Greg McFeely as an authorized user of our Radioactive Materials License 48-32822-01 per condition 11 A. which states "Licensed material shall be used by or under the supervision of Brad Squibb, Les Cole, Michael Bollenbacher, Dell Reuss, Steve Pocock, and/or Jeffrey Hollaway. Mr McFeely is our operations manager and has received all the training described in the license application and receives annual training on applicable topics as well. The training records are attached.

During our annual inspection in February, 2014, the inspector Mr. Robert Gattone requested that we, Hidden Water request a clarification to Conditions 13 and 15 of our license. These conditions refer to HWI notifying the Regional Administrator, NRC Region III prior to performing work under our radioactive materials license at temporary job-sites. It is clear to HWI what the notification requirements and exemptions are for both conditions as shown in Italics below.

Condition 13

The licensee shall notify the Regional Administrator, NRC Region III, 2443 Warrenville Road, Lisle, Illinois 60532-4352, ATTN: Director, Division of Nuclear Material Safety, in writing at least 14 days before initiating activities under this license at a temporary job site, excluding routine packaging or repackaging for purposes of transporting and not requiring a job or site specific work package, and characterization and/or final surveys where radioactive materials and/or radiation are not likely to be detected. This notification shall include:

- A. The estimated type, quantity, and physical/chemical forms of licensed material to be used.
- B. The specific site location.
- C. A description of planned activities including waste management and disposition.
- D. The estimated start date and completion date for the job.
- E. The name and title of a point of contact for the job, including information on how to contact the individual.

HWI Interpretation - This condition requiring notification for temporary job site work is clearly stated with two (2) specific exclusions not requiring notification.

- 1. Characterization and final surveys where radioactive materials are not likely to be detected.*

All other work, including packaging / repackaging requiring a job or site specific work package requires notification. This includes any work requiring HWI to develop a job/site specific Radiation Work Permit or job/site specific Health and Safety Plan.

Condition 15 specifically addresses an agreement between two parties; 1) the licensee, HWI and 2) the customer who holds an Agreement State or NRC radioactive materials license. This agreement is signed by both license holders and specifies which activities will be supervised and performed by the licensee or customer. Additionally this agreement includes an agreement by both parties to ensure safety and provide help in cleaning up a job site in case of accident.

Condition 15

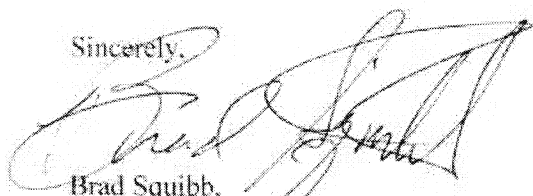
This license does not authorize the use of licensed material at temporary job sites for uses already specifically authorized by a customer's license. If a customer holds a license issued by the NRC or an Agreement State, the licensee shall establish a written agreement between the licensee and the customer, signed by both licensee, specifying which activity will be performed under customer's license and supervision, and which activity will be performed under the licensee's supervision pursuant to this license. The agreement shall include a commitment by the licensee and the customer to ensure safety and any commitments by the licensee to help the customer clean up the temporary job site in case of an accident. A copy of this agreement shall be included in the notification to the commission required by License Condition No.13.

***HWI Interpretation** – Condition 15 requires an agreement between the licensee and the customer. The notification requirement for temporary job site work comes from Condition 13. Therefore the requirement for a written agreement to be included in the notification is only required when condition 13 is required.*

Attached is the standard form we use to comply with the notification requirements for Condition 13 of our Radioactive Materials License 48-32822-01. Please note that Section 6 on the form is where we insert the language used to comply with Condition 15 of the license concerning the agreement between the licensee and customer. There are three standard statements shown on page 2 of the form.

If you have any questions or need to discuss this request in further detail, please call me at 865-220-7193.

Sincerely,



Brad Squibb,
Radiation Safety Officer

D&D PROJECT NOTIFICATION

Per condition 13 of the HWI Radioactive Materials License, the following information shall be made available to the US NRC, Region III at least 14 days before initiating activities at a temporary job site. Submit this report to:

U.S. Nuclear Regulatory Commission, Region III
Regional Administrator
2443 Warrenville Road
Lisle, Illinois 60532-4352
ATTN: Director, Division of Nuclear Materials Safety

1. Estimated type, quantity, and physical/chemical form(s) of material.

Type: [Insert text here]

Quantity: [Insert text here]

Form(s): [Insert text here]

2. Specification of Site Location:

Location: [Insert text here]

3. Description of Project Activities, including Waste Management and Disposition:

Project Activities:

[Insert text here]

Waste Management:

[Insert text here]

4. Estimated Start Date and Duration:

Start: [Insert text here]

Duration: [Insert text here]

5. Identification and Information on how to contact key personnel.

Key Personnel:	Phone Numbers:	E-Mail

6. Written agreements between the licensee and customer pursuant to condition # 15.

These work activities will be performed under the terms and conditions of the Hidden Water, Inc. (HWI) Radioactive Materials License. HWI and the **ABC Company Inc.** agree to provide assistance to each other as necessary to provide a safe environment. HWI further commits to assist in site cleanup if there is an accident.

Solutient Technologies		Customer	
Name:	Date:	Name:	Date:
Brad Squibb, Radiation Safety Officer		Client, Radiation Safety Officer	

7. Any other Pertinent Information about the Project:

Additional Comments:

[Insert text here]

There are three standard statements to be used in Section 6; Copy and paste the appropriate one.

*** Do not copy and paste the description.

1. Work is performed under the conditions of Hidden Water's license, even if the customer has a license.

These work activities will be performed under the terms and conditions of the Hidden Water Inc. (HWI) Radioactive Materials License. HWI and the ABC Company Inc. agree to provide assistance to each other as necessary to provide a safe environment. HWI further commits to assist in site cleanup if there is an accident.

2. Work is performed under the conditions of the Hidden Water's and customers license.

These work activities will be performed under the terms and conditions of the Hidden Water Inc. (HWI) Radioactive Materials License, utilizing ABC's License when it provides more specific guidance. HWI and ABC agree to provide assistance to each other as necessary to provide a safe environment. HWI further commits to assist in site cleanup if there is an accident.

3. Work is performed under the conditions of Hidden Water's license. Customer does not have license.

These work activities will be performed under the terms and conditions of the Hidden Water Inc. (HWI) Radioactive Materials License.

Tomczak, Tammy

From: Simmons, Tye
Sent: Wednesday, January 14, 2015 8:17 AM
To: Tomczak, Tammy
Cc: Pelke, Patricia
Subject: FW: License Amendment
Attachments: Amendment 2.pdf

Importance: High

This amendment request was sent to me via email. Please process in. It does not have to be assigned to me.

Tye L. Simmons
Materials Licensing Branch
U.S. Nuclear Regulatory Commission
Region III
2443 Warrenville Road, Suite 210
Lisle, IL 60532-4352
Office: (630) 829-9842
Fax: (630) 515-1078



From: Brad [<mailto:b-s-s@att.net>]
Sent: Tuesday, January 13, 2015 1:20 PM
To: Simmons, Tye
Subject: License Amendment
Importance: High

Hello Tye,

I have attached a license amendment request for Hidden Water.

Please let me know you received it and if you are the right person to send this request to before I put the hard copy in the mail.

Thank you

Brad Squibb, RSO
HWI
865-220-7193